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EX ECU.0002P

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Joseph Carpenter)
)
Appl. No. : 10/630,008)
)
Filed : July 29, 2003)
)
For : CONTROL VALVE HAVING)
 MOVEABLE OUTLET)
)
Examiner : John Bastianelli)
)

Group Art Unit: 3754

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

December 21, 2004

(Date)

R. Scott Weide, Reg. No. 37,755

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated September 28, 2004, finally rejecting Claims 1-23.

Small Entity Status is claimed under 37 C.F.R. § 1.27.

Applicant submits the fee in the amount of \$250.00 in accordance with 37 C.F.R. § 1.17(b) for this Notice of Appeal.

Respectfully submitted,

Dated: December 21, 2004

By: [Signature]

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